

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

AARON JENKIN,
Plaintiff,
v.

ALL BUSINESS CLASS, LLC,
Defendant.

Case No. [20-cv-05604-SI](#)

ORDER TO SHOW CAUSE

On November 5, 2020, plaintiff Aaron Jenkin, represented by counsel, filed an Unopposed *Ex Parte* Application to Continue Case Management Conference and Extend Time to File Joint Rule 26(F) Report and stated “[c]ounsel for the parties have been investigating the case with their clients to confirm information and engage in settlement negotiations,” “[t]he parties agree to continue the Case Management Conference until such discoveries have been made and all facts are sorted,” “[t]he parties have discussed this continuance and Defendant does not object to the continuance,” and “[t]he parties agree to continue the Case Management Conference from November 13, 2020 to December 4, 2020 at 2:30 P.M. and extend the deadline to file the Joint Rule 26(f) Report to November 27, 2020.” Dkt. No. 9. Plaintiff’s counsel, Jonah A. Grossbardt, filed a declaration in support of the *ex parte* application and said “[t]he parties have engaged in settlement discussions” and “I discussed this continuance with opposing counsel and opposing counsel said that they do not oppose the continuance.” Dkt. No. 9-1. The Court granted plaintiff’s *Ex Parte* Application to Continue Case Management Conference and Extend Time to File Joint Rule 26(F) Report. Dkt. No. 10.

However, on November 10, 2020, plaintiff filed an *Ex Parte* Application for Alternative Service of Process and Additional Time to Serve the Summons and Complaint. Dkt. No. 12.

1 Plaintiff requested leave to serve defendant All Business Class, LLC by service upon the California
2 Secretary of State and an additional thirty days to serve All Business Class. Dkt. No. 12-1. Plaintiff
3 claims that All Business class is “evading service and Jenkin has no way to contact All Business
4 [Class] regarding [plaintiff’s] application.” *Id.*

5 The Court finds these statements inconsistent.

6 Accordingly, plaintiff is **ORDERED TO SHOW CAUSE**, in writing, to be filed no later
7 than November 19, 2020, why there are inconsistencies in plaintiff’s filings regarding
8 plaintiff’s contact with defendant and why plaintiff is now unable to contact defendant.

9 **IT IS SO ORDERED.**

10 Dated: November 12, 2020



SUSAN ILLSTON
United States District Judge